

CHRISTOPHER HALLUM  
*President of Council*

MICHAEL KLINE  
*Vice President of Council*

G. ANDREW GARDNER  
*Mayor*

# City of Willoughby Hills

*Council*  
NANCY E. FELLOWS

DAVID M. FIEBIG

JOE JARMUSZKIEWICZ

JANET R. MAJKA

TANYA TAYLOR DRAPER

## **ORDINANCE NO. 2020-03-AMENDED**

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### **AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO APPROVE CHANGE ORDER NO. 1 INCREASING THE CONTRACT AMOUNT FOR UNITED SURVEY, INC. ON THE 2019 SEWER REHABILITATION PROGRAM AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Council of the City of Willoughby Hills on May 9, 2018 by motion, granted the Mayor authorization to advertise for bids for the 2019 Sewer Rehabilitation Program; and

**WHEREAS**, the project was advertised in the News Herald on May 16 and May 23, 2019, and

**WHEREAS**, six contractors purchased bid documents and two contractors submitted bids by the June 6, 2019 deadline, and

**WHEREAS**, the bid of \$174,498.75 received from United Survey, Inc. was 3.6% below the Engineer's Opinion of Probable Construction Cost of \$180,982.50, and

**WHEREAS**, the Council of the City of Willoughby Hills adopted Ordinance 2019-51 on June 27, 2019, authorizing acceptance of the bid proposed by United Survey, Inc. in the amount of \$174,498.75; and

**WHEREAS**, United Survey, Inc. cleaned and televised over 9,000 LF of sanitary sewer main located within Meadowbrook Drive, Alan Drive, Miller Road, Camelot Court, Istra Lane, Oakwood Drive, and Lamplight Lane, exceeded the contract amount of 8,000 LF, however the additional amount was done at no additional cost to the city; and

**WHEREAS**, based on the findings of the televised inspection, United Survey, Inc. submitted a report recommending needed pipe rehabilitation exceeding the original estimated quantities, including grouting of pipe joints and installation of cured in place pipe liners; and

**WHEREAS**, United Survey, Inc. has offered to install two additional short liners on Oakwood Drive at no additional cost to the City (\$9,000 value) if the City authorizes the additional funds to complete the rehabilitation work; and

**WHEREAS**, on January 10, 2020 **Change Order No. 1 – for the 2019 Sewer Rehabilitation Program** in the amount of \$7,536.25 was submitted by the Assistant City Engineer to cover the additional pipe rehabilitation.


**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO, THAT:**

**SECTION 1.** Change Order No. 1 for the 2019 Sewer Rehabilitation Program with United Survey, Inc. of 25145 Broadway Avenue, Oakwood Village, Ohio in the amount of \$7,536.25 for the additional cost of pipe rehabilitation, including pipe grouting and cured in place pipe liners, as the actual quantities will exceed the original estimated quantities as shown in the Change Order No. 1, dated January 10, 2020, attached hereto as the “**Exhibit A**”, consisting of 4 pages and incorporated herein by reference is hereby approved in accordance with the recommendation of the City Engineer and to that extent, said Contract is hereby amended.

**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that results in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual daily operation of the municipality and further provides that the city will continue working in good faith with United Survey, Inc. and to ensure that the immediate payment be made to said contractor: wherefore, this ordinance shall be in full force and take effect from and after its adoption and approval by the Mayor.

PASSED: January 23, 2020

  
**Christopher Hallum**  
*President of Council*

Submitted to the Mayor for his approval on this  
23<sup>rd</sup> day of January, 2020

Approved by the Mayor:

January 23, 2020

ATTEST:

  
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*Clerk of Council, Pro Tem*

  
\_\_\_\_\_ **G. Andrew Gardner**  
*Mayor*